

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

SHARISSA YOUNG and
JAMES LOCHHEAD,

Plaintiffs,

vs.

No. CIV 13-1046 JB/RHS

CITY OF ALBUQUERQUE and
THE ALBUQUERQUE POLICE DEPARTMENT,

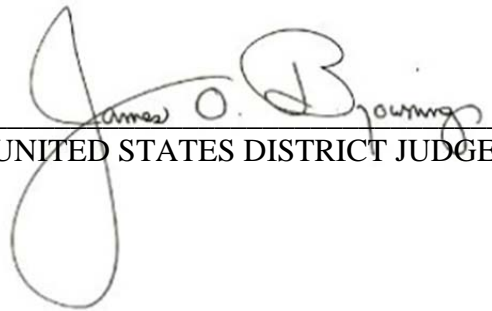
Defendants.

ORDER

THIS MATTER comes before the Court on: (i) Defendant Albuquerque Police Department's Motion to Dismiss Plaintiff's Claims Against the Albuquerque Police Department, filed April 7, 2014 (Doc. 17); and (ii) Defendant City of Albuquerque's Motion and Memorandum to Dismiss Plaintiff's Municipal Liability Claims Against City of Albuquerque, filed April 7, 2014 (Doc. 18). The Court held a hearing on October 28, 2014. In a Memorandum Opinion and Order, filed December 24, 2014 (Doc. 39) ("MOO"), the Court dismissed Plaintiff Sharissa Young's federal claims against Defendant City of Albuquerque and Defendant Albuquerque Police Department ("APD"). MOO at 1-2, 46-51. The Court further stated that, unless Young and Plaintiff James Lochhead moved to amend the Complaint for Replevin, Conversion, Deprivation of Due Process, Negligence, and Negligence Per Se, filed October 28, 2013 (Doc. 1-1) ("Complaint"), by 5:00 p.m. MST on December 31, 2014, to add federal causes of action against APD Detective John Dear and/or other individuals, the Court would remand the Plaintiffs' state-law claims to state court. MOO at 1-2, 46, 51-55. The Plaintiffs did not move to amend the Complaint before 5:00 p.m. MST on December 31, 2014. Consequently, the Court

will decline to exercise supplemental jurisdiction over the Plaintiffs' state-law claims and will remand those claims to state court.

IT IS ORDERED that the remaining case, and, specifically, Plaintiff Sharissa Young's and James Lochhead's state-law claims in the Complaint for Replevin, Conversion, Deprivation of Due Process, Negligence, and Negligence Per Se, filed October 28, 2013 (Doc. 1-1), are remanded to state court.



UNITED STATES DISTRICT JUDGE

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